

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
CERTIFICATE UNDER 37 C.F.R. §§ 1.6(a)(4) & 1.8

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/Timothy K. Ball /

September 14, 2009

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Timothy K. Ball\_\_\_\_\_  
Date

In re application of:     Seale et al.

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Serial No.: 10/707,039

) Examiner: Zheng, Li

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Filed: November 17, 2003

) Group Art Unit: 1638

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For:     Amino Acid Sequence Variant Alfalfa Antifungal  
         Protein And Its Use In Plant Disease Control

) Conf. No. 1038

)

)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**Response to Office Action**

This paper is filed in response to the Office Action mailed April 14, 2009, and is filed along with a petition for extension of time for two (2) months under 37 CFR 1.17(a)(2) and further under 37 CFR 1.136(a)(1), and authorization for the Office to deduct the requisite fees for this petition from the Applicants USPTO Deposit Account 13-4125 in the name of Monsanto Company. Therefore, it is believed that this response is timely filed.

With this submission, claims 11-20 and new claims 25-30 are pending in this application, no claims amendments are presented, and upon the mailing of the referenced Office Action on April 14, 2009, the Examiner has allowed all claims except claims 13-15. The Applicants respectfully thank the Examiner for the allowance of the referent claims.